

# **MINUTES**

## **CALIFORNIA TRANSPORTATION COMMISSION**

**February 17-18, 1999  
Sacramento, California**

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On February 17, 1999, awaiting the arrival of a sufficient number of Commissioners for a quorum, Chairman Sylvester convened the meeting as a Committee of the Whole at 12:35 p.m. at the State Capitol Building Assembly Hearing Room 444, Sacramento, California with Commissioners Kellogg, Reed, Sylvester and Wolf in attendance. The Committee heard presentations of informational agenda items not requiring action by a quorum of the full Commission. With the arrival of Commissioner Fleming at 12:50 p.m., a quorum was established and the meeting of the full Commission was called to order.

The Commissioners' attendance was as follows:

Members present:     Edward Sylvester, Chairman  
                             David Fleming, Vice Chairman  
                             Octavia Diener, arrived at 2:15 p.m.  
                             James Kellogg  
                             Roger Kozberg, arrived at 1:45 p.m.  
                             Dana Reed  
                             Robert Wolf  
                             Senator Betty Karnette, Ex-Officio  
                             Assemblyman Tom Torlakson, Ex-Officio

The meeting recessed at 5:30 p.m. and reconvened on February 18, 1999 at 8:35 a.m. in Assembly Hearing Room 447.

The Commissioners' attendance was as follows:

Members Present:     Edward Sylvester, Chairman  
                             David Fleming, Vice Chairman  
                             Octavia Diener  
                             James Kellogg  
                             Roger Kozberg  
                             Dana Reed  
                             Robert Wolf

Members Absent:     Senator Betty Karnette, Ex-Officio  
                             Assemblyman Tom Torlakson, Ex-Officio

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### **1. GENERAL MATTERS**

#### **1.(1) Approval of Minutes for January 14-15, 1999 Meeting**

The minutes were presented for approval. Commissioner Reed moved to approve the minutes. Vice Chairman Fleming seconded the motion which carried 5-0 (Commissioners Diener and Kozberg were absent).

**1.(2) Commissioners' Meetings for Compensation**

The List of Commissioners' Meetings for Compensation was presented for approval. Commissioner Reed moved to approve the List. Vice Chairman Fleming seconded the motion which carried 5-0 (Commissioners Diener and Kozberg were absent).

**1.(3) Consent Calendar**

Chairman Sylvester requested the Item 2.4b be pulled from the Consent Calendar for a separate vote.

Deputy Director Robert Chung reported the following changes to the Consent Calendar:

- Item 2.5a Minor Projects #6,41,97,and 123 were withdrawn and Projects #29, 91, and 99 had dollar revisions; the revised amount to be voted was \$47.0 million for 121 minor projects.
- Item 2.5b(1) Project #2 was withdrawn by the Department resulting in a revised vote total or \$56.4 million for 4 STIP projects.
- Item 2.5c(1) Project #1 project description was expanded.

Commissioner Fleming noted that he was recusing himself from discussing and voting on Item 2.3c.

Commissioner Reed requested that Items 2.1e(1) and 2.6b(1) concerning the Irvine Guideway projects be pulled and presented at the March Commission meeting pending his review of prior Commission actions on the projects.

Stephen Maller, Caltrans, reviewed Item 2.5b(3) and requested that it be added to the Consent Calendar. It was the general consensus of the Commission to add the item to the Consent Calendar.

Commissioner Reed moved to approve the Consent Calendar as revised. Commissioner Fleming seconded the motion which carried 5-0 (Commissioners Diener and Kozberg were absent).

**1.(4) Commission Reports**

Chairman Sylvester welcomed James Kellogg as the newest member of the Commission.

Vice Chairman Fleming and Commissioner Reed reported on their tour of the Curitiba, Brazil transit system which was taken at their own expense. The Commissioners and Senator Karnette discussed the viability of such a transit system for California.

Executive Director Robert Remen discussed the 1999 Meeting Schedule. He noted that the May meeting will be held to a one-day meeting on May 5 with dinners scheduled on May 4<sup>th</sup> and 5<sup>th</sup>. He also noted that the first day of the August meeting (the 18<sup>th</sup>) in San Diego would include a tour of the NAFTA border facilities and that the regular meeting business would be conducted on August 19<sup>th</sup> in response to Senator Kelley's suggestion. It was the consensus of the Commission to approve the meeting plans.

**1.(5) Business, Transportation and Housing Agency Report**

Refer to Item 1.6.

**1.(6) Caltrans Report**

Caltrans Director Jose Medina read a letter from BT&H Secretary Contreras-Sweet which expressed appreciation for the amendment to the Fund Estimate in January. He also discussed the Administration's goal of establishing a transportation network to minimize congestion.

**1.(7) Regional Agencies Report**

Regional Agencies Moderator Therese McMillan noted that she would comment on agenda items of interest to the Regional Agencies as they were presented.

**2. PROJECT BUSINESS MATTERS****2.1 Program Amendments/Project Approvals****2.1a. STIP Amendments for Action****2.1a.(1) STIP Amendment 98S-19 - Action**

Reprograms \$27,432,000 in cost savings from a downscoped Route 15 project in San Diego County to three Route 125 projects as follows: \$24,007,000 to backfill local measure funds that will be redirected elsewhere in the Region, \$2,000,000 to fund a cost increase, and \$1,425,000 to fund a required mitigation revegetation project. The Department and the San Diego Association of Governments (SANDAG) are requesting this amendment.

This item was approved on the Consent Calendar.

**2.1a.(2) STIP Amendment 98S-20 - Action**

Programs an additional \$50,000 in State Only funds to the Project Approval and Environmental Document (PA&ED) element of the Campus Parkway project in Merced County. The \$50,000 will come from Merced County's unprogrammed Regional Improvement Program (RIP) balance. The Merced County Association of Governments is requesting this amendment.

This item was approved on the Consent Calendar.

- 2.1a.(3)** STIP Amendment 98S-21 -  
Reprograms and splits a \$53,267,000 Route 1 (Cuesta Grade) truck lane project in San Luis Obispo County programmed in FY 1998-99 into three projects: a \$46,492,000 truck lane project programmed in FY 1998-99; a \$1,155,000 park and ride project to be programmed in FY 1999-2000; and a \$662,000 planting mitigation project to be programmed in FY 2000-01, with a total project savings of \$4,958,000. The Department is requesting this amendment.

This item was approved on the Consent Calendar.

- 2.1a.(4)** STIP Amendment 98S-22 - Action  
Delete two TEA projects, to build Bay Trail Redwood City for \$1,000,000 (San Mateo Co.) and Contra Costa College Transit Gateway for \$51,000 (Contra Costa Co.), and reprogram \$1,051,000 in TEA funds to four TEA projects, to build Bay Trail Oakland Embarcadero for \$778,000 (Alameda Co.), BART bicycle garage at El Cerrito Plaza for \$117,000 (Contra Costa Co.), San Francisco Southwest Gateway for \$100,000 (San Francisco Co.), and Coastside Bicycle Trail Half Moon Bay for \$56,000 (San Mateo Co.), effective May 1997, and then reprogram \$778,000 in Proposition 116 competitive bicycle program funds to Bay Trail Oakland Embarcadero, leaving \$778,000 in 1996 STIP TEA funds (from Alameda Co.) unprogrammed.

This item was approved on the Consent Calendar.

**2.1b.** STIP Amendments for Notice

- 2.1b.(1)** STIP Amendment 98S-23 - Notice  
Deletes a \$150,000 Transportation Enhancement Activities (TEA) project and reprograms the funds to cover a cost increase on a pedestrian bridge TEA project, and programs a total of \$2,362,000 from Shasta County's Regional Improvement Program (RIP) Short Term Reserve to five projects programmed in fiscal years 1998-99 and 1999-00. In addition, deletes \$3,902,000 from Shasta's RIP Short Term Reserve and adds the funds to Shasta's unprogrammed balance, leaving \$74,000 in Shasta County's fiscal year 1999-00 Short Term Reserve.

Mark Robinson, Caltrans, reviewed the proposed STIP amendment and asked that it be on the March 1999 Consent Calendar.

Executive Director Remen expressed concern about the lack of information provided on the eventual estimated costs of the projects and the lack of information on capacity to fund them under Shasta County's share. He also discussed concerns about assumptions being made about Interregional funding well before the Administration has signed off on any Interregional commitments.

- 2.1b.(2)** STIP Amendment 98S-24 - Notice  
Modifies the Glendale Grade Separation Interregional Improvement Program (IIP) project by reprogramming the entire amount of \$29,000,000 currently programmed for construction in FY 2001-02 to the appropriate components and fiscal years and changes the responsible agency from the Department of Transportation to the City of Glendale. The Department and the City of Glendale are requesting this amendment.

Ross McKeown, Caltrans, reviewed the STIP amendment and asked that it be placed on the March 1999 Consent Calendar.

Chairman Sylvester questioned whether the project was fully funded and Mr. McKeown confirmed that it was fully funded and reported that Caltrans was working with the City of Glendale to coordinate advance payment procedures.

- 2.1b.(3)** STIP Amendment 98S-25 - Notice  
Reprograms \$4,644,000 in Regional Improvement Program (RIP) funds - \$4,300,000 from an \$81,075,000 Folsom Corridor Extension project and \$344,000 from a \$3,000,000 Downtown Extension project - to the South Corridor Extension project increasing the RIP funds in the South Corridor Extension project from \$5,969,000 to \$10,613,000. In addition, changes the delivery year for the Folsom Corridor Extension and the Downtown Extension projects from FY 1998-99 to FY 1999-00. The Sacramento Regional Transit District (SRTD) is requesting this amendment.

Stephen Maller, Caltrans, reviewed the STIP amendment programming changes and delivery year rescheduling.

- 2.1b.(4)** STIP Amendment 98S-26 - Notice  
Amend the I-80 Reliever Route Corridor project in Solano County, programmed with \$13,516,000 in STIP funds and \$18,000,000 in various local funds, to shift STIP and local funds among project components and fiscal years and to insert \$5,960,000 in federal demonstration funds into the project.

Chief Deputy Director Pete Hathaway reviewed the STIP amendment in terms of funding, schedule, and the addition of TEA-21 demonstration project funds and scope changes. The Commission requested that he prepare for consideration at the March meeting policy options regarding demonstration funds including: crediting demonstration funds against prior state and local commitments and regional and interregional commitments; coordinating demands on available demonstration funds among eligible demonstration projects; and assigning obligational authority to demonstration apportionments.

**ACTION: P. Hathaway**

- 2.1b.(5)** STIP Amendment 98S-27 - Notice  
Amend 126 TEA projects in 42 counties remaining from the 1996 STIP, nearly all now programmed in FY 1996-97, to reschedule about 20 projects to FY 1998-99, to reschedule about 80 projects to FY 1999-2000, and to propose deletion of 6 projects for which delivery cannot be assured before September 2000 when TEA funds from ISTEA will be expiring.

Chief Deputy Director Pete Hathaway reviewed the proposed STIP amendment discussing 126 TEA projects in 4 groups:

1. 97 TEA projects in the 1998 STIP were artificially left in FY 96-97 and are being rescheduled to FY 98-99, FY 99-00, and FY 00-01.
2. 16 TEA projects in the Bay Area have been built and can be deleted.
3. 2 projects in the Bay Area were originally funded as local assistance projects but now are to be funded as TEA projects.
4. 10 TEA projects are not proceeding or have failed and can be deleted.

Commissioner Wolf expressed his support for shifting remaining funds to the Conservation Lands Program.

The Commission directed staff to finalize the STIP amendment for action in March, showing that the remaining available funds are assigned to the Conservation Lands Program.

**ACTION: P. Hathaway**

**2.1c.** TCI Amendments

No Items This Month

**2.1d.** Proposition 116 - Non-Urban County Project Approvals/Amendments

- 2.1d.(1)** Project Approval Amendment for the County of San Luis Obispo to reduce the amount programmed for the Eleventh Street Class II Bike Lanes project from \$49,000 to \$31,486, a cost savings of \$17,514, and add a new Ontario Road Bikeway project for \$7,514. The balance of \$10,000 will be reprogrammed before December, 1999. (Consistent with concurrent Allocation Amendment under 2.6e.(1) and concurrent Allocation under 2.6b.(3).)  
Resolution PA-99-03 Amending Resolution PA-94-22

This item was approved on the Consent Calendar.

- 2.1d.(2)** Project Approval Amendment for the City of Napa to delete one 24-passenger bus and increase the number of 15-21 passenger vans from six to eight. (Consistent with concurrent Allocation under 2.6b.(3).)  
Resolution PA-99-04 Amending Resolution PA-97-08

This item was approved on the Consent Calendar.

**2.1e.** Proposition 116 - Rail Project Approvals/Amendments

- 2.1e.(1)** Project Approval for \$2,400,000 to City of Irvine for  
Guideway Demonstration Project Phase II.

Items 2.1e.(1) and 2.6b.(1) were pulled off the Consent Calendar at the request of Commissioner Reed who requested that these items be rescheduled for the March meeting.

- 2.1e.(2)** Project Approval Amendment to North Coast Railroad  
Authority for change of scope to Railroad Rehabilitation Project.  
(Consistent with concurrent Allocation under 2.6e.(3).)  
Resolution PA-99-05 Amending Resolution PA-96-11

Deputy Director Robert Chung reviewed the Proposition 116 amendment which proposes to shift \$0.8 million from north of Willits to south of Willits for crossties, ballast, and track surfacing through Marin and Sonoma counties. He recommended approval contingent upon the following conditions:

1. that NCRA will keep Proposition 116 funds separate from OES and FEMA funds and not be used for any work eligible for current or future OES and FEMA funds; and
2. that Caltrans will review and find whether NCRA's latest accounting/management practices are adequate; and
3. that NCRA provide written corrections to Proposition 116 application.

The Commissioners and Allan Hemphill, NCRA, discussed how the proposed amendment would enable NCRA to provide revenue service; they also discussed the importance of NCRA working closely with FRA and the PUC.

Vice Chairman Fleming moved to approve the amendment as recommended by staff. Commissioner Reed seconded the motion which carried 6-0 (Commissioner Diener was absent).

The Commission also directed staff to verify FRA approval for authorizing start-up of operations upon the completion of these projects.

**ACTION: R. Chung**

**2.2** Environmental Matters**2.2a.** Comments on Document in Circulation (Draft EIR)

No Items This Month

**2.2b.** Approval of Project for Future Consideration of Funding (Negative Declaration)

No Items This Month

**2.3 Highway Route Matters****2.3a. Route Adoptions**

No Items This Month

**2.3b. New Public Road Connections**

No Items This Month

**2.3c. One Relinquishment Resolution**

07-LA-101-27.4 Route 101 in the City of Los Angeles  
Resolution R-3395

This item was removed from the Consent Calendar for a separate vote. Vice Chairman Fleming recused himself from the discussion and vote.

Commissioner Reed moved to approve the Relinquishment Resolution. Commissioner Wolf seconded the motion which carried 4-0-1 (Vice Chairman Fleming abstained from voting and Commissioners Diener and Kozberg were absent).

**2.3d. Vacation Resolutions**

No Items This Month

**2.4 Highway Right of Way Matters****2.4a. Resolutions of Necessity - Appearances**

**2.4a.(1)** Thomas G. Watkins, et al.  
10-SJ-26-24.07/24.6  
C-17644

Chief Deputy Director Pete Hathaway reviewed the statutory requirements for a Resolution of Necessity hearing and then described the project and why the land in question was needed.

Karla Sutliff, Caltrans, discussed the need for the curve correction project, the property owner's contention that the project was not needed, other alternatives considered, and why the project design was the best solution.

Tom Watkins and Gail Watkins, property owners, discussed their objections to the project design and property use as proposed by Caltrans.



The Commissioners discussed the property owners' concerns.

Commissioner Reed moved to approve the Resolution of Necessity. Commissioner Wolf seconded the motion. Chairman Sylvester ordered a roll call vote. The motion carried 7-0 as follows:

AYES: Commissioners Diener, Fleming, Kellogg, Kozberg, Reed, Sylvester, and Wolf (7)

NOES: (0)

**2.4a.(2)** David A. and Gail M. Faria  
10-Sta-108-KP 52.2  
C-17645

This item was withdrawn by the Department prior to the meeting.

**2.4b.** 52 Resolutions of Necessity  
C-17646 Through C-17697

Resolutions of Necessity #C-17673, C-17675, and C-17647 were pulled for a separate vote. Commissioner Reed moved to approve the remaining Resolutions of Necessity. Commissioner Fleming seconded the motion. Chairman Sylvester ordered a roll call vote. The motion carried unanimously 6-0 (Commissioner Kozberg was absent).

Commissioner Reed moved to approve Resolution of Necessity #C-17647. Commissioner Diener seconded the motion. Chairman Sylvester ordered a roll call vote. The motion carried unanimously 6-0-1 (Chairman Sylvester abstained from voting).

Commissioner Fleming moved to approve Resolutions of Necessity #C-17673 and C-17675. Commissioner Diener seconded the motion. Chairman Sylvester ordered a roll call vote. The motion carried unanimously 6-0-1 (Commissioner Reed abstained from voting).

**2.4c.** Airspace Lease Direct Negotiation

No Items This Month

**2.4d.** Director's Deeds  
Items #1 Through #3  
Excess Lands - Return to State: \$935,278  
Return to Others: \$0

This item was approved on the Consent Calendar.

**2.4e.** Rescission of Resolutions of Necessity

· Barbel Roberts, et al.  
02-Las-395-P.M. 70.1  
CR-121, Rescinding Resolution C-17614

This item was approved on the Consent Calendar.

**2.5 Highway Financial Matters**

- 2.5a.** Financial Vote for One hundred twenty-one Minor Projects totaling \$46,951,039 plus \$3,215,175 from other sources.  
Resolution FP-98-49

This item was approved on the Consent Calendar.

**2.5b.** Financial Vote for STIP/SHOPP Projects on the State Highway System

- 2.5b.(1)** Four STIP Projects totaling \$56,428,000 plus \$22,704,000 from other sources.  
Resolution FP-98-50

This item was approved on the Consent Calendar.

- 2.5b.(2)** Twenty-two SHOPP Projects totaling \$89,250,000.  
Resolution FP-98-51

This item was approved on the Consent Calendar.

- 2.5b.(3)** One SHOPP Project Amended into the SHOPP by Department Action at \$1,800,000.  
Resolution FP-98-52

This item was approved on the Consent Calendar.

**2.5c.** Financial Vote for STIP/EEM Projects off the State Highway System

- 2.5c.(1)** Two Local Assistance STIP Projects for \$550,000.  
Resolution FP-98-53

This item was approved on the Consent Calendar.

- 2.5c.(2)** Two Local Assistance TEA Projects for \$1,441,000 plus \$891,736 from other sources.  
Resolution FP-98-54

This item was approved on the Consent Calendar.

- 2.5c.(3)** One Local Assistance EEM Project for \$1,000,000 plus \$3,000,000 from other sources.  
Resolution FP-98-55

EEM Program Manager Rick Gumz reviewed the project.

Commissioner Wolf moved to approve the project funding. Commissioner Reed seconded the motion which carried 5-0 (Commissioners Diener and Kozberg were absent).

- 2.5c.(4)** One Local Assistance EEM Project for \$224,360 plus \$2,501,225 from other sources.

EEM Program Manager Rick Gumz reviewed the project, discussed staff's position that the project did not comply with EEM procedures and criteria, and recommended against funding the project.

Executive Director Remen added that if this project was not funded, another project(s) on the prioritized list could be funded.

Tom Story, City of San Diego, discussed the importance of this project which was intended to close the funding gap for the Carmel Mountain Preservation project, acquisition costs vs. capital outlay costs, and compliance with the guidelines.

The Commissioners discussed concerns about using EEM funds to fund a prior commitment (an agreement to settle a lawsuit) that preceded the project being included in the EEM program. After further discussion, Commissioner Reed moved to deny approval of the project and directed staff to review the next project(s) on the list for presentation at the March meeting. Commissioner Kellogg seconded the motion which carried 5-0 (Commissioners Diener and Kozberg were absent).

**ACTION: R. Gumz**

- 2.5d.** Financial Vote for Projects with Cost Increases Greater than 120 Percent of Program Amount. One Project at \$2,853,000.  
Resolution FP-98-57
- 12-Ora-55 - SHOPP Project in Orange County on Route 55. Widen Undercrossing and Reconstruct ramp. Current programmed value of \$1,070,000 and current estimate of \$2,853,000, for a 167 percent increase over programmed amount.

Jim Nicholas, Caltrans, reviewed the project and explained the reason for the cost increase.

Chairman Sylvester questioned whether this was a capacity enhancing project and Mr. Nicholas confirmed that it was not.

Commissioner Reed moved to approve the allocation with the cost increase. Commissioner Wolf seconded the motion which carried 5-0 (Commissioners Diener and Kozberg were absent).

**2.5e.** Financial Vote for Supplemental Funds for Previously Voted Projects

Two Projects totaling \$3,368,000.

Resolution FA-98-05

- 06-Mad-152 - SHOPP Project in Madera County on Route 152. Original vote \$4,293,000. This request of \$2,890,000 to allow re-advertising, for a grand total of \$7,183,000. 67 Percent increase over vote
- 07-LA-110 - STIP Project in Los Angeles County on Route 110. Original vote \$6,351,000, plus \$850,100 of supplemental funds for a current allocation of \$7,201,100. This request of \$478,000 is for an on going project, for a grand total of \$7,679,100. 21 Percent increase over vote

Jim Nicholas, Caltrans, described the projects and explained why supplemental funds were required.

After the Commissioners discussed the need for the supplemental funds, Vice Chairman Fleming moved to approve the allocation of supplemental funds. Commissioner Wolf seconded the motion which carried 5-0 (Commissioners Diener and Kozberg were absent).

**2.5f.** Emergency Allocations**2.5f.(1)** Informational Report - Emergency G-11 Allocations

Two Projects totaling \$286,000 Plus Five Additional  
Emergency Projects Totaling \$4,240,000 Approved By the  
Department After Preparation of the February Meeting Material  
For a Total of Seven Emergency Projects  
Totaling \$4,526,000

**2.5f.(2)** Informational Report - Phase II Seismic Retrofit G-11 Allocations

Three Projects totaling \$2,232,000

Jim Nicholas, Caltrans, reviewed Items 2.f.(1 and 2) and discussed the use of the emergency allocation authority.

The Commission asked Caltrans to prepare a memo to the Commissioners explaining current Department practice regarding emergency projects including supplemental funds for those projects.

**ACTION: J. Nicholas**

**2.6** Mass Transportation Financial Matters**2.6a.** Financial Vote for TCI Program Projects

No Items This Month

**2.6b.** Financial Vote for Proposition 116 Projects

- 2.6b.(1)** One Local Proposition 116 Rail Program Project for  
\$2,400,000

Items 2.1e.(1) and 2.6b.(1) were pulled off the Consent Calendar at the request of Commissioner Reed who requested that these items be rescheduled for the March meeting.

**2.6b.(2)** State Proposition 116 Rail Projects

No Items This Month

- 2.6b.(3)** Four Local Proposition 116 Non-Urban County Program  
Projects for \$413,211  
Resolution BFP 98-20

This item was approved on the Consent Calendar.

- 2.6b.(4)** One Local Proposition 116 Competitive Program Project for  
\$365,000  
Resolution BFP 98-21

This item was approved on the Consent Calendar.

- 2.6c.** Financial Vote for One State STIP Rail/Transit Project for \$5,340,000  
Resolution MFP-98-18

This item was approved on the Consent Calendar.

**2.6d.** Financial Vote for Multiple Program Funded Projects

No Items This Month

**2.6e.** Allocation Amendments

- 2.6e.(1)** County of San Luis Obispo - De-allocates a total of \$7,514 in cost  
savings from the Class II Bicycle Lanes at Eleventh Street project.  
(Concurrent Project Approval Amendment under 2.1d.(1) and  
Allocation under 2.6b.(3).)  
Resolution BFA-98-09, Amending Resolution BFP-94-66

This item was approved on the Consent Calendar.

- 2.6e.(2)** Sacramento Regional Transit District - De-allocates a total of \$2,486,931 from the Roseville/Antelope Corridor Extension project. This project has been indefinitely postponed. De-allocated funds will return to PUC 99643 for reprogramming.  
Resolution BFA-98-10, Amending Resolution BFP-92-20

This item was approved on the Consent Calendar.

- 2.6e.(3)** North Coast Railroad Authority - Amend MBFP-95-01 to include shortline railroad rehabilitation between Willits and Lombard, to be funded with Proposition 116 Rail Bond funds. (Consistent with concurrent Project Approval Amendment under Item 2.1e.(2).)  
Resolution MBFA-98-01, Amending Resolution MBFP-95-01

Deputy Director Robert Chung reviewed the proposed allocation amendment and recommended approval.

Commissioner Reed moved to approve the allocation amendment. Vice Chairman Fleming seconded the motion which carried 7-0.

- 2.6f.** Allocation of \$2,700,000 in Public Transportation Account funds to the Department of Transportation for operating support costs of the new 5<sup>th</sup> San Joaquin train service for the period of February 21, 1999 to September 30, 1999.  
Resolution MFP-98-19

Warren Weber described the allocation request. During the discussion of this item, the Commission asked Caltrans to report on the ability to schedule either a sixth train for morning arrival in Sacramento or to reschedule the fifth train for that purpose.

**ACTION: W. Weber**

Commissioner Reed moved to approve the allocation. Commissioner Kozberg seconded the motion which carried 6-0 (Commissioner Diener was absent).

- 2.6g.** Allocation of up to \$182,000 for accounting purposes, and of up to \$163,000 for a payroll tax debt, for a total of up to \$345,000 from the General Fund for North Coast Railroad Authority.  
Resolution MFP-98-20

Deputy Director Robert Chung reviewed the allocation request and discussed the staff recommendation to approve the allocation with specified conditions.

After a lengthy discussion, Commissioner Fleming moved to approve the allocation with the conditions cited by staff. Commissioner Reed seconded the motion which carried 4 - 3 (Commissioners Diener, Kozberg, and Wolf voted no.)

The following action items resulted from discussion and approval of this item:

- NCRA to 1.) submit prior to March Commission meeting a complete list of both liabilities and assets including debts owed to vendors and contractors and 2.) submit a final Recovery Plan with appropriate benchmarks with which to gauge progress.

**ACTION: A. Hemphill (NCRA)**

- Commission staff to prepare a letter to Assemblyman Keeley as author of AB 2782, with copies to Ex Officio Members Karnette and Torlakson, regarding the status of allocations from the \$2 million and the Legislature's intention regarding the payment of debt to vendors and contractors from the remaining \$1.47 million.

**ACTION: R. Chung**

**2.7** Aeronautics Financial Matters

No Items This Month

**2.8** Waiver of Commission Policy

No Items This Month

**2.9** Technical Changes to Previously Approved Resolutions

**2.9(1)** Resolution MFP-98-08. Originally approved October 27, 1998, in the amount of \$31,595,000 in State and federal funds for seven (7) STIP projects. Change Fund code from 101-0042 to 301-0042 for Project #5 - Ellwood to San Luis Obispo Sidings project, Project #6 - Seacliff to Ellwood project, and Project #7 - Oxnard Siding and Centralized Traffic Control project. This technical amendment is necessary to allow Caltrans to administer as a Capital Outlay project.

This item was approved on the Consent Calendar.

**2.9(2)** Resolution MFP-98-14. Originally approved December 2, 1998, in the amount of \$2,000,000 to Caltrans for the San Diego Intercity Rail Maintenance Facility project for the San Diegan Intercity Rail Corridor. Change Fund code from 101-0042 to 301-0042. This technical amendment is necessary to allow Caltrans to administer as a Capital Outlay project.

This item was approved on the Consent Calendar.

- 2.9(3)** Resolution FP-98-22. Originally approved September 22, 1998, in the amount of \$6,126,000 to various local agencies for four Regional Improvement Program (RIP) projects. Change project funding type for RIP Project #4 (Merced County - Campus Parkway Project - UC Merced - PPNO 10-5951) from 101-0890 to 101-0042, and change description from: (Total estimate: \$280,000, including \$30,000 from Other Sources) to (Total estimate: \$1,500,000, including \$1,200,000 from TEA 21 High Priority Demo Funds.) This technical amendment will provide the necessary state match to maximize high priority Demo funds. (Consistent with concurrent STIP Amendment 98S-20 under Item 2.1a.(2).)

This item was approved on the Consent Calendar.

### **3. PROGRAM STATUS**

#### **3.1 Caltrans Monthly FY 1998-99 Finance Report**

Joan Borucki, Caltrans, presented the Monthly Program Finance Report. She noted that the State Highway Account balance at the end of December was \$1.6 billion. She also summarized the findings pertaining to Caltrans in the Legislative Analyst's Report on the Governor's FY 1999-2000 Budget.

Chairman Sylvester asked that each Commissioner get a copy of the Legislative Analyst's Report. The Commission asked that future monthly and quarterly reports show cash balance against forecast trend line and identify when the forecast was made.

**ACTION: J. Borucki**

#### **3.2 Monthly Report on Status of Projects Previously Voted but not Awarded**

Jim Nicholas, Caltrans, reviewed the status of six projects previously voted but not awarded. Commissioner Reed discussed the status of the Route 5/110 project and asked Caltrans to explore with District 7 and LACMTA opportunities to move ahead with the project as soon as possible.

**ACTION: J. Nicholas/D. Yale (LACMTA)**

#### **3.3 Caltrans Quarterly Report**

Jack Boda, Caltrans, presented the quarterly reports for the STIP, SHOPP Program and Additional Delivery; Right of Way; Seismic Safety Retrofit; Environmental Document Status; Contract Administration and Claims Exposure; Capital Support; and Budget Authority vs. Allocation.

Warren Weber, Caltrans, presented the Intercity Rail quarterly report.

Regional Agency Moderator Therese McMillan discussed the importance of managing the environmental work in the early stages of a project.

Senator Karnette discussed the importance of good project planning.

Dr. Nancy Jewell Cross, Clean Air Transport Systems, discussed the coordination of Capitol Trains in Union City.



The following action items resulted from discussion on this item:

- Incorporate in Quarterly Reports a specific status report on local system rehabilitation projects per the CTC's commitment to League of Cities and CSAC.

**ACTION: B. Buckley**

- Reinstate and possibly redefine the Quarterly Report on the status of local projects.

**ACTION: B. Buckley**

- Display ridership numbers in Quarterly Report in terms of daily or weekday and weekend ridership, as well as annual ridership. Continue to develop additional indices such as those presented at the Commission meeting to better track the relative performance of intercity rail services.

**ACTION: W. Weber**

- Monitor and report on the effectiveness and friendliness of the new reservation system for the San Joaquin Corridor intercity rail service.

**ACTION: W. Weber**

#### **4. POLICY MATTERS**

##### **4.1 State Legislative Matters**

Deputy Director Chuck Oldham presented the summary of HOV Related Bills which included AB 44 (McClintock), AB 71 (Cunneen), AB 199 (Pescetti), SB 14 (Rainey), SB 63 (Solis), and SB 252 (Kelley).

##### **4.2 Senator Burton's Transportation Infrastructure Proposal**

Deputy Director Chuck Oldham summarized Senator Burton's Transportation Infrastructure Proposal.

Assemblyman Tom Torlakson, Chairman of the Assembly Transportation Committee, discussed the upcoming Committee Hearings to consider transportation needs in the State and ways to improve project delivery.

Senator Betty Karnette, Chair of the Senate Transportation Committee, discussed intentions to coordinate efforts with Assemblyman Torlakson so as not to duplicate efforts and she also discussed transportation growth issues, the importance of efficient congestion relief and increased funding for transportation infrastructure.

The Commissioners discussed Senator Burton's Transportation Infrastructure proposal. After discussion, Commissioner Fleming moved to send a letter to Senator Burton indicating Commission conceptual support for his transportation funding package and acceptance by the Commission of his requests for reports under SR 8. Commissioner Kozberg seconded the motion which carried 7-0.

**ACTION: C. Oldham**

**4.3** Commission Report to Legislature on Relative Success of Provisions of Senate Bill 45 (Kopp, 1997)

Executive Director Robert Remen discussed the Report to the Legislature on the Relative Success of Provisions of SB 45 (Kopp). He noted that the Commission's Annual Report to the Legislature covered the review and recommended copying those sections and transmitting them to the Legislature with a cover letter identifying the issues. He also read into the record the list of specific issues which warrant continuing attention as listed in the Book Item. He also noted that the Regional Agencies and Santa Cruz County had submitted comments.

Regional Agencies Moderator Therese McMillan discussed concerns about monitoring issues, timely use of fund requirements, and the federal program.

After discussion, Commissioner Fleming moved to adopt the staff recommendation and incorporate the comments of the RTPAs and Santa Cruz County into the transmittal letter. Commissioner Kozberg seconded the motion which carried 6-0 (Commissioner Wolf was absent).

**ACTION: R. Remen**

**4.4** Annual Report on Seismic Safety Retrofit Program

Terry Murphy, Caltrans, reviewed the status of Phases I and II of the Seismic Safety Retrofit Program.

After discussing the material presented, Caltrans was asked to prepare comparative material extracting the accomplishments since the last annual report for Phase I and II, as well as any schedule changes for the toll bridge program, including progress on local system rehabilitation. Commissioner Reed moved to send the comparative data and Annual Report to the Legislature. Commissioner Fleming seconded the motion which carried 7-0.

**ACTION: R. Gumz/T. Murphy**

**4.5** 1998 State Transportation Improvement Program (STIP) Augmentation Hearing

Chairman Sylvester read into the record the correspondence from BT&H Secretary Maria Contreras-Sweet concerning the Interregional Transportation Improvement Program (ITIP) and concluded that Caltrans would not be presenting the ITIP.

Deputy Director David Brewer discussed the STIP process, the underestimation of funds and revised fund estimate due to TEA 21, the percentage of STIP and Interregional Programming, and the issues to be considered.

The following individuals presented testimony on this item:

- Assemblyman Wally Knox
- Vic Kamhi, LACMTA
- Ginger Gherardi, Ventura County Transportation Commission
- Charles Field, Amador County Transportation Commission
- Bill Breiner, Amador County Transportation Commission
- George Dondero, Calaveras County Transportation Commission
- Ron DeCarli, San Luis Obispo Council of Governments
- Therese McMillan, Metropolitan Transportation Commission
- Barbara Goodwin, Council of Fresno County Governments
- Harry Armstrong, Fresno County Transportation Authority
- Max Bridges, Council of San Benito County Governments
- John Stokes, Shasta Regional Transportation Agency
- Phil Dow, Del Norte, Tehama, and Mendocino Counties
- Assemblyman Mike Bridges
- Brent Hastie, Placer County Board of Supervisors
- Senator Jim Costa
- Assemblyman Dean Florez

During the discussion of this item, the Commission asked staff to provide an analysis of discretion available to the Commission in accepting long-range programs.

**ACTION: R. Remen**

#### **4.6** Discussion of LACMTA Issues

##### **4.6a.** Status Report on Memorandum of Understanding between the Commission, LACMTA, and Pasadena Blue Line Construction Authority (PMBLCA)

Deputy Director Robert Chung discussed the status of the MOU and noted that negotiations were dependent upon the appointment of an Executive Director for PMBLCA.

Pasadena Councilman Paul Little reported on the agency's 6 meetings held since the agency was established on January 1, 1999.

Marlin Hernandez, Bus Riders Union, requested that the Commission review the PMBLCA plans and indicated that such a review would result in a better investment.

**4.6b.** Presentation by LACMTA Regarding Compliance with Consent Decree and Responses to Concerns Raised by Bus Riders' Union and NAACP Legal Defense Fund

This item was pulled and rescheduled for the March Commission meeting.

**4.7** Review and Comment on Draft Intercity Rail Business Plan

Warren Weber, Caltrans, summarized the Draft Intercity Rail Business Plan. During the presentation, he was asked to:

- Have Public Transit Committee Chair Dana Reed review the Intercity Rail Business Plan with Caltrans.
- Explore the opportunities to secure compliance with the original operating agreement with the railroad corporation for public investments in the Capitol Corridor and report back to the Commission.

**ACTION: W. Weber**

**4.8** Status Report on TEA-21 High Priority Demonstration Projects

Alan Glen, Caltrans, discussed the status of TEA-21 High Priority Demonstration Projects. He reviewed the projects and handed out a list of the projects.

Executive Director Remen discussed three policy questions concerning 1.) current Commission policy for demonstration funds credit; 2.) fragmentation of demonstration funds; and 3.) OA limits.

Chief Deputy Director Pete Hathaway discussed the urgency for policy decisions due to a STIP amendment proposed this month by the County of Solano. The Commissioners discussed the policy issues and Commissioner Wolf proposed a new policy to replace the Commission's existing policy. Commissioners expressed a range of opinions about Commissioner Wolf's suggestion and Chairman Sylvester asked staff to present a possible restructuring of Commission policies regarding federal demonstration funds for the March Commission meeting.

**ACTION: P. Hathaway**

**4.9** Presentation by California Alliance for Advanced Transportation Systems

Robert Ratcliff, California Alliance for Advanced Transportation Systems, discussed the need to leverage private investments to speed progress in deployment of advanced transportation technology and summarized the barriers to success. He also reviewed the role and activities of California Advanced Transportation Systems. He noted that high tech projects need access to the STIP since a former special federal program had expired.

**4.10 Update of Regional Transportation Plan (RTP) Guidelines**

Deputy Director Chuck Oldham discussed the need to update the RTP Guidelines.

Sharon Scherzinger, Caltrans, discussed the schedule for preparing the updated guidelines. Regional Agencies Moderator Therese McMillan presented the regional viewpoint on several issues.

The Commission asked staff to establish and work with a task force in identifying proposed changes to RTP Guidelines, with presentation targeted for the September Commission meeting and action at the October Commission meeting.

**ACTION: C. Oldham/S. Scherzinger**

**4.11 Status Report on Y2K**

John McMillan, Caltrans, reviewed the Y2K issues and discussed the activities being done to assure Y2K compliance.

**4.12 Proposed Guidelines for Allocating, Monitoring, and Auditing of Funds for Local Assistance Projects, Pursuant to Government Code Section 14529.1 (SB 45) Resolution G-99-05**

There was no discussion of this item.

Commissioner Reed moved to approve the Guidelines. Commissioner Fleming seconded the motion which carried 7-0.

**4.13 Status Report on Longer Life Pavement Implementation for Projects in the State Highway Operations and Protection Program (SHOPP)**

Kevin Herritt, Caltrans, presented a status report on the use of longer life pavement projects in the SHOPP. During his presentation, Caltrans was asked to consider the unit costs of rehabilitation associated with higher costs in remote locations, as well as traffic volumes, in determining where long life pavement rehabilitation and long-life pavement standards in certain projects may be cost effective and report back to the Commission on whether the additional factor of unit costs would have any practical impact on long-life pavement locations.

**ACTION: B. Buckley**

**4.14 Status Report on State Highway Operations and Protection Program (SHOPP) Re-Engineering**

Jim Nicholas, Caltrans, discussed the status of the SHOPP re-engineering, referencing the status report in the meeting book. He noted that 16 projects had been taken on by 3 teams and that Caltrans would report back to the Commission on the matter in late summer or early fall. He also noted that the time savings had been significant.

**5. MODAL ISSUES****5.1 Rail**

No Items This Month

**5.2 Highways**

Wayne Lewis, Caltrans, reviewed the funding needs for rehabilitation projects on the Vincent Thomas Toll Bridge. Commissioner Reed questioned the possibility of eliminating tolls on the bridge and Mr. Lewis indicated that Caltrans would report back to the Commission in March on the opportunities to eliminate tolls.

**ACTION: J. Borucki**

**6. OTHER MATTERS**

There being no further business, the meeting adjourned at 11:55 a.m.

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Robert I. Remen, Executive Director